

**BERKELEY CITY COUNCIL LAND USE, HOUSING, & ECONOMIC  
DEVELOPMENT COMMITTEE  
REGULAR MEETING MINUTES**

**Thursday, March 5, 2020  
10:30 AM**

2180 Milvia Street, 6th Floor – Redwood Room

Committee Members:

Councilmembers Ben Bartlett, Kate Harrison, and Lori Droste  
Alternate: Mayor Jesse Arreguin

**Roll Call:** 10:33 a.m. Councilmembers Bartlett, Harrison, and Droste present.

**Public Comment on Non-Agenda Matters:** 1 speaker.

## **Minutes for Approval**

*Draft minutes for the Committee's consideration and approval.*

### **1. Minutes - February 20, 2020**

**Action:** M/S/C (Bartlett/Droste) to approve the February 20, 2020 minutes.

**Vote:** All Ayes.

## **Committee Action Items**

*The public may comment on each item listed on the agenda for action as the item is taken up. The Chair will determine the number of persons interested in speaking on each item. Up to ten (10) speakers may speak for two minutes. If there are more than ten persons interested in speaking, the Chair may limit the public comment for all speakers to one minute per speaker. Speakers are permitted to yield their time to one other speaker, however no one speaker shall have more than four minutes.*

*Following review and discussion of the items listed below, the Committee may continue an item to a future committee meeting, or refer the item to the City Council.*

## Committee Action Items

### 2. Tenant Opportunity to Purchase Act, Adding BMC Chapter 13.89

**From: Mayor Arreguin (Primary Author)**

**Referred: February 24, 2020**

**Due: July 13, 2020**

**Recommendation:** 1. Adopt a first reading of an ordinance adding Berkeley Municipal Code Chapter 13.89, the Tenant Opportunity to Purchase Act (TOPA), that will take effect on final adoption with an implementation start upon completion of Administrative Regulations and funding of related program costs; and  
2. Direct the City Manager to take all necessary steps to implement this chapter including, but not limited to:

1. Developing Administrative Regulations;
2. Preparing an implementation strategy;
3. Identifying resources to align databases from Finance, Planning, and the Rent Board to accurately reflect the properties that would be subject to TOPA;
4. Determining necessary staffing for program administration and hearing officers for adjudication;
5. Timelines for project “roll-out”;
6. Determining appropriate amount of funding needed to support the acquisition of TOPA properties and recommending possible funding sources;
7. Quantifying an annual program budget and referring such program costs to the June 2020 Budget process.

**Financial Implications:** See report

Contact: Jesse Arreguin, Mayor, (510) 981-7100

**Action:** 61 speakers. Discussion held.

M/S/C (Droste/Harrison) Due date for committee action extended to January 1, 2021 with concurrence of the primary author. Item to be held in committee under “Unscheduled Items” while the Mayor workshops with stakeholders.

**Vote:** All Ayes.

## Unscheduled Items

*These items are not scheduled for discussion or action at this meeting. The Committee may schedule these items to the Action Calendar of a future Committee meeting.*

- None

## Items for Future Agendas

- Discussion of items to be added to future agendas

## Adjournment

**Action:** M/S/C (Droste/Bartlett) to adjourn the meeting.

**Vote:** All Ayes.

Adjourned at 1:00 pm.

I hereby certify that this is a true and correct record of the Land Use, Housing, & Economic Development Committee meeting held on March 5, 2020.

---

Sarah K. Bunting, Assistant City Clerk

## **Communications**

*Communications submitted to City Council Policy Committees are on file in the City Clerk Department at 2180 Milvia Street, 1st Floor, Berkeley, CA.*